

FORMALITIES LETTER



UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

Address: COMMISSIONER OF PATENT AND TRADEMARKS

Washington, D.C. 20231

APPLICATION NUMBER

OC000000005243639

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/559,320

04/27/200

Daniel McCabe

10449-003

20582 PENNIE & EDMONDS LLP 1667 K STREET NW **SUITE 1000** WASHINGTON, DC 20006



Date Mailed: 07/17/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- · The statutory basic filing fee is missing. Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

• The balance due by applicant is \$820.

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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01 FC:101

690.00 CH

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Daniel McCabe and John Mulheren

Application No.: 09/559,320

Filed: April 27, 2000

DERIVATIVE SECURITIES For:

PRODUCT UTILIZING SUBSETS OF

INDICES OR PORTFOLIOS

-Group Art Unit: 2768

Examiner: Not yet assigned

Attorney Docket No::-10449-003

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Assistant Commissioner of Patents Box Missing Parts Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application, mailed July 17, 2000, a copy of which is attached, Applicants herewith submit the executed Declaration, the filing fee believed to be \$690.00 and the surcharge of \$130.00, for a total of \$820.00.

Please charge the required fees, believed to total \$820.00 to Pennie and Edmonds LLP's Deposit Account no. 16-1150. A copy of this sheet is enclosed.

For:

Respectfully submitted,

Date September 21, 2000

Nanda K. Alapati

David Weild, III

Reg. No. 39,893 Reg. No. 21,904

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And K. alens

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Enclosure